

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

CUTTING EDGE VISION, LLC,

Plaintiff,

v.

T-MOBILE US, Inc., and
T-MOBILE USA, Inc.,

Defendants.

Civil Action No.: 6:24-cv-270-AM-DTG

TRIAL BY JURY DEMANDED

AGREED AMENDED SCHEDULING ORDER

Pursuant to the Order Governing Proceedings, and pursuant to Rule 16, Federal Rules of Civil Procedure, the Court ORDERS that the following schedule will govern the remaining deadlines up to and including the trial of this matter:

Original Deadline	Amended Deadline	Item
Tuesday, January 21, 2025	Friday, March 7, 2025	Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions.
Tuesday, January 28, 2025	Friday March 14, 2025	Defendant files Opening claim construction brief, including any arguments that any claim terms are indefinite.
Tuesday, February 18, 2025	Friday, April 4, 2025	Plaintiff files Responsive claim construction brief.
Tuesday, April 8, 2025	Tuesday, April 8, 2025	Docket Call Conference with Judge Moses at 9:00am. United States Courthouse; 111 East Broadway Street; Del Rio, TX 78840
Tuesday, March 4, 2025	Friday, April 18, 2025	Defendant files Reply claim construction brief. Also, Parties to jointly email the law clerks (<i>see</i> OGP at 1) to confirm their Markman date and to notify if any venue or jurisdictional motions remain unripe for resolution.

Tuesday, March 18, 2025	Friday, May 2, 2025	Plaintiff files a Sur-Reply claim construction brief.
Thursday, March 20, 2025	Monday, May 5, 2025	Parties submit Joint Claim Construction Statement and email the law clerks an editable copy. <i>See</i> General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).
Monday, March 24, 2025	Thursday, May 8, 2025	Parties submit optional technical tutorials to the Court and technical advisor (if appointed).
Monday, March 31, 2025	Thursday, May 15, 2025	<i>Markman</i> Hearing at 9:00 a.m. This date is a placeholder and the Court may adjust this date as the <i>Markman</i> hearing approaches.
Tuesday, April 1, 2025	Friday, May 16, 2025	Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
Friday, May 9, 2025	Monday, June 23, 2025	Deadline to add parties.
Friday, May 23, 2025	Monday, July 7 2025	Deadline to serve Final Infringement and Invalidity Contentions. After this date, leave of Court is required for any amendment to infringement or invalidity contentions. This deadline does not relieve the parties of their obligation to seasonably amend if new information is identified after initial contentions.
Friday, July 18, 2025	Monday, September 1, 2025	Deadline to amend pleadings. A motion is not required unless the amendment adds patents or patent claims. (Note: This includes amendments in response to a 12(c) motion.)
Friday, September 26, 2025	Monday, November 10, 2025	Deadline for the first of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. Unless the parties agree to the narrowing, they are ordered to contact the Court's law clerk to arrange a teleconference with the Court to resolve the disputed issues.
Friday, October 24, 2025	Monday, December 8, 2025	Close of Fact Discovery.
Monday, November 3, 2025	Thursday, December 18, 2025	Opening Expert Reports.
Friday, November 28, 2025	Monday, January 12, 2026	Rebuttal Expert Reports.
Friday, December 19, 2025	Monday, February 2, 2026	Close of Expert Discovery.
Friday, January 2, 2026	Monday, February 16, 2026	Deadline for the second of two meet and confers to discuss narrowing the number of claims asserted and prior art references at issue to triable limits. If it helps the parties determine these limits,

		the parties are encouraged to contact the Court's law clerk for an estimate of the amount of trial time anticipated per side. The parties shall file a Joint Report within 5 business days regarding the results of the meet and confer.
Friday, January 9, 2026	Monday, February 23, 2026	Dispositive motion deadline and <i>Daubert</i> motion deadline. <i>See</i> General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed). Deadline for parties desiring to consent to trial before the magistrate judge to submit Form AO 85, "Notice, Consent, And Reference Of A Civil Action To A Magistrate Judge," available at https://www.uscourts.gov/forms/civilforms/notice-consent-and-reference-civil-action-magistratejudge .
Monday, January 26, 2026	Thursday, March 12, 2026	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, deposition designations)
Monday, February 9, 2026	Thursday, March 26, 2026	Serve objections to pretrial disclosures/rebuttal disclosures.
Monday, February 9, 2026	Thursday, March 26, 2026	Parties to jointly email the Court's law clerk (<i>See</i> OGP at 1) to confirm their pretrial conference and trial dates.
Monday, February 16, 2026	Thursday, April 2, 2026	Serve objections to rebuttal disclosures; file Motions <i>in limine</i> .
Monday, February 23, 2026	Thursday, April 9, 2026	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions <i>in limine</i> . From this date onwards, the parties are obligated to notify the Court of any changes to the asserted patents or claims. Such notification shall be filed on the docket within seven (7) days of the change and shall include a complete listing of all asserted patents and claims. If a change to the asserted patents or claims requires leave of court (for example, if a party is moving for leave to assert additional claims), notification shall not be required until the Court grants leave, at which point the notification must be filed within seven (7) days.
Monday, March 2, 2026	Thursday, April 16, 2026	File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested

		for trial, the party or parties making said request shall file a notice with the Court and email the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com Deadline to file replies to motions <i>in limine</i> .
Monday, March 9, 2026	Thursday, April 23, 2026	Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .
Thursday, March 12, 2026	Monday, April 27, 2026	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .
TBD	TBD	Final Pretrial Conference. Held in person unless otherwise requested.
TBD at Docket Call	TBD at Docket Call	Jury Selection/Trial.

Respectfully Submitted By:

/s/ David N. Deaconson

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CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of January, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ David N. Deaconson
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